	Application No.	Applicant(s)
Notice of Allowability	10/084,824 Examiner	DWECK ET AL. Art Unit
•		
	Thuy N. Pardo	2165
The MAILING DATE of this communication appeal claims being allowable, PROSECUTION ON THE MERITS IS herewith (or previously mailed), a Notice of Allowance (PTOL-85) NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT R of the Office or upon petition by the applicant. See 37 CFR 1.313	(OR REMAINS) CLOSED in the or other appropriate communication. This application is sufficient to the communication of the communication in the communication is sufficient to the communication of the	his application. If not included ication will be mailed in due course. THIS
1. This communication is responsive to Appeal Brief filed on	November 13, 2006.	
2. 🔀 The allowed claim(s) is/are <u>1-3, 8-26 and 28-31, now renu</u>	<u>mbered 1-26</u> .	
3. ☐ Acknowledgment is made of a claim for foreign priority un a) ☐ All b) ☐ Some* c) ☐ None of the:		(f) .
1. Certified copies of the priority documents have		No
2. Certified copies of the priority documents have	• •	
3. Copies of the certified copies of the priority do	cuments have been received t	n this national stage application from the
International Bureau (PCT Rule 17.2(a)).		,
* Certified copies not received: Applicant has THREE MONTHS FROM THE "MAILING DATE" noted below. Failure to timely comply will result in ABANDONN THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.		reply complying with the requirements
4. A SUBSTITUTE OATH OR DECLARATION must be subm INFORMAL PATENT APPLICATION (PTO-152) which give		
5. CORRECTED DRAWINGS (as "replacement sheets") mus	st be submitted.	
(a) I including changes required by the Notice of Draftspers	son's Patent Drawing Review (PTO-948) attached
1) 🗌 hereto or 2) 🔲 to Paper No./Mail Date		
(b) including changes required by the attached Examiner's Paper No./Mail Date	s Amendment / Comment or in	the Office action of
Identifying indicia such as the application number (see 37 CFR 1 each sheet. Replacement sheet(s) should be labeled as such in t		
 DEPOSIT OF and/or INFORMATION about the depo attached Examiner's comment regarding REQUIREMENT 		
Attachment(s)	_	
1. Notice of References Cited (PTO-892)		rmal Patent Application
2. Notice of Draftperson's Patent Drawing Review (PTO-948)	6. ☐ Interview Sum Paper No./M:	nmary (PTO-413), ail Date
 Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date <u>9/6/2006</u> 		mendment/Comment
 Examiner's Comment Regarding Requirement for Deposit of Biological Material 	8. Examiner's St	atement of Reasons for Allowance
	9.	
	THUY N. PARDO PRIMARY EXAMINE	,*·

Application/Control Number: 10/084,824 Page 2

Art Unit: 2165

DETAILED ACTION

1. Applicant's Appeal Brief filed on November 13, 2006 has been reviewed. Claims 1-3, 8-26 and 28-31 stand rejected.

Allowable Subject Matter

2. Claims 1-3, 8-26 and 28-31 are allowed over the prior art of record

Upon Applicant's arguments, see pages 4-8, filed on November 13, 2006, with respect to the rejections of claims 1-3, 8-26 and 28-31 have been fully considered and are persuasive, and upon updated searches in a variety of databases, Examiner respectfully submits that claims 1-3, 8-26 and 28-31 are allowable over the prior art of record.

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thuy N. Pardo whose telephone number is 571-272-4082. The examiner can normally be reached on Mon-Fri.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeffrey Gaffin can be reached on 571-272-4146. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Application/Control Number: 10/084,824

Art Unit: 2165

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Page 3

December 15, 2006

THUY N. PARDO
PRIMARY EXAMINER